

Naples City Council

August 25, 2011

Minutes

The regularly scheduled meeting of the Naples City Council was held August 25, 2011, 7:30 p.m., at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

DATE, TIME & PLACE OF MEETING

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen, and Kenneth Reynolds.

COUNCIL MEMBERS ATTENDING

Others attending were Vance King, Mark Watkins, Jim Harper, Craig Blunt, and Nikki Kay.

OTHERS ATTENDING

At 7:30 p.m. Mayor Baker welcomed everyone and called the meeting to order. Mayor Baker opened the meeting with the pledge of allegiance. Councilman Dennis Long offered the invocation.

OPENING CEREMONY

Mayor Baker wanted to add time on the agenda to update the Council on the UBAG meeting he attended. Robert Hall **moved** to approve the agenda as amended. Dennis Long **seconded** the motion. The motion passed with all voting aye.

AGENDA APPROVED

Mayor Baker asked for approval of the minutes of August 11, 2011. Dennis Long **moved** to accept the minutes of August 11, 2011. Dan Olsen **seconded** the motion. The motion passed with all in attendance voting aye.

MINUTES APPROVED

Mayor Baker asked about any follow up matters from the August 11th meeting. Councilman Kitchen wanted to know about the bus lanes on 2500 South. Craig Blunt said he researched the issue and determined that people have to stop for the school buses. He said they have ordered signs to call attention to the need to stop for the buses. Craig reported that he spoke with Sharon at School Transportation and was told that the bus routes on 2500 South have been taken care of. Craig asked her about fixed stops and she said the school did not want to do those because of the diversification in ages and times the buses stop. Chief Watkins said his officers have been patrolling the street to make sure people are stopping for the buses. Councilman Long wanted to know how many signs Craig ordered. Craig

FOLLOW UP ITEMS FROM PREVIOUS MEETING

said they will have a sign for each way of traffic and would also like to put one at the half-way point that also identifies the bike and pedestrian lane.

Nikki Kay presented the bills in the amount of \$121,198.57 and asked for approval to pay them. Dennis Long **moved** to approve the amount of \$121,198.57. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

APPROVAL OF THE BILLS

City Prosecutor - Rachelle Palmer submitted a travel request to attend the fall Prosecutors Conference. The travel amount requested was \$384.40. Robert Hall **moved** to approve the travel. Kenneth Reynolds **seconded** the motion. The motion passed with a roll call vote as follows:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

TRAVEL APPROVAL REQUESTS

City Administrator & City Planner - Craig Blunt and Chris Hoem both submitted requests to attend the Utah League of Cities and Towns Conference. The total requested for both was \$1,600. Gordon Kitchen **moved** to approve the travel for the ULCT training. Dennis Long **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Vance King presented draw request #5 for the 2500 South road project. Mr. King presented the amount of \$402,037.82 and stated the retention amount was lowered to 1.5% because the contractor has completed more than 95% of the project. Dan Olsen **moved** to approve the draw in the

2500 SOUTH ROAD PROJECT DRAW REQUEST #5

amount requested. Robert Hall **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mr. King discussed a list of items that might be added to the 2500 South road project as potential change orders. He said they walked the project and there were a few items they would like to add to the project to make it work better. He discussed the movement of the street light at Mr. Hacking's which would mean moving the fence, the barrow on the north side of the road to build up the embankment, water meter vaults that need raised, stone block walls around the utility vaults, the backfill for the retaining wall at Bristol's, and the loose rip-rap around the pipe entrances. Mr. King said he didn't have time to get with the contractor to obtain all of the pricing before the meeting and would have to get back with Craig on all of the costs. Mayor Baker wanted to know if they would fall within the costs still available for the project. Mr. King believed they would. Dan Olsen **moved** to proceed with the work presented and get the costs back to the Council. Gordon Kitchen **seconded** the motion. The motion passed with all voting aye.

***CHANGE ORDER FOR 2500
SOUTH ROAD PROJECT***

Craig Blunt put together a punch list of items still to be completed on 2500 South. He also provided Council members with a budget for work completed on the project. Councilman Kitchen wanted to know if the contractor was going to sweep the bike/pedestrian lane after completing the project. He thought it should be their responsibility after completion of the project. Vance said he would speak to the contractor about it. Mr. King said many of the items included on the punch list are part of the change order items just discussed. Councilman Long wanted to know about the asphalt around his place. Mr. King said it should be complete within the next couple of weeks. Councilman Long said he keeps hitting the corner of the driveway as he pulls in and out and he is afraid of breaking it before the asphalt is laid. Mr. King said the bicycle markings are in but they don't have the pedestrian markings. Mr. King said the mailboxes still need to be put in and they will be going on both sides of the street. Mayor Baker thanked Mr. King for his time. Craig Blunt reviewed the cost of the project to date. Councilman Hall wanted to know

***2500 SOUTH PUNCH LIST
AND BUDGET***

what the City does with any surplus funds from the project. Craig said they would need to return those funds, but they can use the funds for anything on the street.

Jim Harper came before the Council to request approval to expend funds for road striping. Jim said he received three bids for the road striping project, two from Interstate Barricades and one from All Star Striping. Jim stated the bids from Interstate Barricades were for UDOT painting standards and City/County paint standards. Councilman Long wanted to know if there were any difference in guarantees for the two standards. Jim said there was not a guarantee on either. Dennis Long **moved** to approve the bid from Interstate Barricades in the amount of \$14,555.24 with the City/County specs. Dan Olsen **seconded** the motion. Councilman Hall wanted to know how they figure in the cost of painting the shared roads, those roads that are both City and County. Craig Blunt said there was a handshake agreement that took place between the two road supervisors. Uintah County said they would take care of 1500 South from 500 East to the airport and also 600 East and the frontage part of 1500 in front of Wildwood. The City agreed to take care of 500 East. With no other discussion, the motion passed with all voting aye.

***APPROVAL TO EXPEND
FUNDS IN ROAD
DEPARTMENT***

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Jim Harper asked the Council for approval to purchase screened rock to fill in the drainage hole at the shop. Jim said the price submitted includes delivery of the rock to the shop. Councilman Hall wanted to know where the rock would be hauled from. Jim said it would be from R. Chapman's yard out toward Jensen. Mayor Baker wanted to know if they have used all of the rock that was standing in the yard. Jim said they have. The price for the rock and delivery is \$11,451. Kenneth Reynolds **moved** to approve the purchase and delivery of the rock. Robert Hall **seconded** the motion. The motion passed with a roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye

Gordon Kitchen Aye

Jim Harper also had a request for asphalt work at the yard on the agenda but didn't have enough bids to continue with the request. Jim explained that after the rock is covered he wants to put pit run in to build it up, grade it off, put road base, grade and compact that and then use the asphalt tailings to have someone blade and roll it. Jim said he is trying to complete the east end of the yard. Mayor Baker wanted to know if they really need to use the pit run. Jim said they are using it to bring everything up to the right grade. Craig said they might need the pit run to hold the weight of the equipment. No action was taken on this matter.

Mayor Baker received a sales and purchase agreement from Cottonwood Heights City for the K-9 recently obtained by the City. Gordon Kitchen **moved** to authorize the Mayor to sign the agreement. Robert Hall **seconded** the motion. The motion passed with all voting aye.

***SALES AGREEMENT FOR
NEW K-9***

Resolution 11-240, designating an Environmental Certifying Officer (ECO), was presented to Council for their approval. The ordinance designates Craig Blunt as the ECO and is needed for the CDBG grant the City is currently applying for. Dan Olsen **moved** to adopt Resolution 11-240. Kenneth Reynolds **seconded** the motion. The motion passed as follows:

***RESOLUTION 11-240
DESIGNATING AN
ENVIRONMENTAL
CERTIFYING OFFICER
(ECO)***

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Ordinance 11-133 was presented to Council for their approval. Ordinance 11-133 amends Chapter 02-09 of the Land Use Ordinance by repealing Planned Unit Developments (PUD). Kenneth Reynolds **moved** to approve Ordinance 11-133. Dan Olsen **seconded** the motion. The motion passed with a roll call vote as follows:

ORDINANCE 11-133

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Craig Blunt explained to the Council how the the Head Start program came to the area in 1988 and what they provide to low and moderate income families in helping them get their children ready for school. He said they also work with the parents by giving them the help they need to teach their own children. Craig said the school has been using two old modular buildings for their program. Craig said the RUCD has purchased the property but lack the funds to build a proper education facility. Craig felt the school meets the social needs of our area and believed a request to the Uintah Impact Mitigation Special Service District to help fund a new school would be an appropriate request. Councilman Kitchen wanted to know if Craig needed a letter from the Council stating they would sponsor the request. Craig said the local Head Start people would give the presentation to the Impact Mitigation. Councilman Long thought all Craig would need to do is call Marilyn Manwaring and get on the agenda. Gordon Kitchen **moved** to support or sponsor the application of the Head Start group to the Impact Mitigation District. Robert Hall **seconded** the motion. The motion passed with all voting aye.

***SPONSOR APPLICATION
TO IMPACT MITIGATION
DISTRICT ON BEHALF OF
HEAD START (RUCD)***

Craig Blunt said he had the appraiser re-look at the appraisals for the self-help housing lots. Craig said they made sure the new document added the correct wording to clarify the appraised lots have all of the infrastructure. Mayor Baker wanted to know if all the lots would have to be purchased at the same time. Craig was not sure, he said he is almost finished with the environmental study and when that is completed he should receive the release of funds letter and then he will know the minimum amount the City will have to expend. Craig wanted to begin the negotiation process for the lots while he is waiting for that release. Councilman Hall wanted to know if Craig thought there would be a minium number of lots the City would have to buy. Craig said he believed there would be because they have to put together a unit to work on all of the homes. Kenneth Reynolds **moved** to allow Craig to begin the process of negotiations for the purchase of the lots. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***A P P R O V A L T O
N E G O T I A T E L O T
P U R C H A S E F O R S E L F -
H E L P H O U S I N G P R O J E C T***

Craig Blunt reported to the Council that an agreement was reached regarding the Bascom property near the park. Craig said the documents for the purchase are currently with the title insurance company. Craig said the City will need to have a survey completed to split the lot and also will need to pay the cost of the title search. Dennis Long **moved** to approve

***C O N T R A C T F O R
P U R C H A S E O F L A N D***

the purchase of the Bascom property including the cost for the lot split and title search. Robert Hall **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Craig Blunt told the Council that they are still waiting for Kevin to provide information to the City before moving forward with the creation of a CDA. The developer wanted information regarding the cost of utilities and building permit fees. Craig said they provided that information and are just waiting to hear back. Mayor Baker thought the City might need to look at covering all of the IFA property in the area for a CDA. Craig said they might want to include the property next to Caldwell's also.

UPDATE ON IFA DEVELOPMENT

Craig provided an update on projects UDOT has on their schedule. Craig pointed out the projects UDOT has as their top priority and the ones Uintah County would like them to move up on the priority list.

UPDATE ON UDOT PROJECTS

Craig Blunt explained to the Council where things currently stand with the request to vacate 1000 South. Craig stated the Planning Commission has set a public hearing for September 13th. Craig said the timing did not work well between the time they received the request and getting a notice to the paper for a public hearing. The request submitted by the County was for a hammer head intersection. Mayor Baker said his fear with the submitted proposal was the City would not have any type of agreement with Mr. Bingham, the property owner to the south, and he could cut off access to the turn around. Councilman Long wanted to know if the County could turn the hammer head thirty degrees to the right and get off Mr. Bingham's road. Mayor Baker said he told the County he wanted a cul-de-sac turn around or they could fence down the right-of-way to the hammer head and back up the other side. Councilman Kitchen said the County can turn the hammer head intersection or negotiate with Mr. Bingham themselves for an easement. Dennis Long **moved** to allow the hammer head turn around as presented but the County would have to get easement from Mr. Bingham or they need to move hammer head turn around so it fits on their property. Gordon Kitchen

UPDATE ON VACATING 1000 SOUTH ROAD

seconded the motion. The motion passed with all voting aye.

Mayor Baker wanted to discuss the meeting he attended regarding the procedures for replacing a Justice of the Peace.

Mayor Baker said he attended the UBAG meeting and was told they would need to form a Judicial nominating committee in order to meet the need of replacing the Justice Court Judge for Vernal City. Mayor Baker said the Mayor's from the County would meet and appoint one person to sit on the committee along with four other people appointed by other agencies. Mayor Baker was concerned that they were trying to push the appointments through too quickly. Chief Watkins clarified the process of how the selection takes place for a new Judge and explained that the nominating committee will meet, review the applicants, and then give Mayor Showalter the names of three people they recommend. Mayor Showalter would then appoint a new Justice Court Judge from those three. Council members discussed the names of Grant Hatch, Ralph Dart, and Bruce Cook as potential candidates for the committee. Mayor Baker said he would discuss those names when he met with the other Mayors.

OTHER MATTERS

With no other business before the Council, Gordon Kitchen **moved** to adjourn the meeting at 9:00 p.m. Dan Olsen **seconded** the motion. The meeting was adjourned.

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 8th DAY OF SEPTEMBER 2011

BY: _____

ATTEST: _____